

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

LUCIENNE LOMBARD,

Index No. 36016-05

Plaintiffs,

-against-

**NOTICE OF
BANKRUPTCY AND
EFFECT OF
AUTOMATIC STAY**

FARHAAD YACOOB, NADIA YACOOB, GUARANTEED
HOME MORTGAGE COMPANY INC., BERKSHIRE
FINANCIAL GROUP, INC., FIRST NATIONAL BANK OF
NEVADA, RESIDENTIAL FUNDING CORPORATION,
BENJAMIN JACOB TURNER, ATARA HIRSCH-TWERSKY,
JONATHAN J. MASON-KINSEY, CHICAGO TITLE
INSURANCE COMPANY, DECISION 2000 REAL ESTATE
SERVICES, INC., AUGUSTA UWECHUE, SPAULDING
PROPERTIES INC., FINANCE AMERICA, LLC and
MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.
as nominee for FINANCE AMERICA, LLC, and HSBC BANK
USA, N.A., AS TRUSTEE FOR THE REGISTERED HOLDERS
OF ACE SECURITIES CORP. HOME EQUITY LOAN TRUST,
SERIES 2005-HE3, ASSET BACKED PASS-THROUGH
CERTIFICATES,

Defendants.
_____X

Defendant and debtor, Residential Funding Company, LLC f/k/a Residential
Funding Corporation ("RFC" or "Debtor"), by and through its undersigned counsel, in
accordance and consistent with section 362(a) of the United States Bankruptcy Code, 11 U.S.C.
§§ 101 *et seq.* (the "Bankruptcy Code"), respectfully submit this Notice of Bankruptcy and
Effect of Automatic Stay, and states as follows:

1. On May 14, 2012 (the "Petition Date"), the Debtor and certain of its affiliates
filed voluntary petitions (the "Petitions") under Chapter 11 of Title 11 of the Bankruptcy Code
in the United States Bankruptcy Court for the Southern District of New York, One Bowling
Green, New York, NY 10004-1408 (the "Bankruptcy Code"). The Debtors' cases are jointly

administered under the Chapter 11 Case for the Debtor Residential Capital, LLC, et al., and is indexed as case number 12-12020.

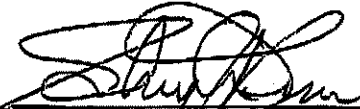
2. The "automatic stay" is codified in section 362 of the Bankruptcy Code. Section 362(a), *inter alia*, operates as an automatic stay of: (i) the commencement or continuation of a "judicial, administrative, or other action or proceeding" against the Debtor (11 U.S.C. § 362(a)(1)); (ii) acts to "obtain possession of property" of the Debtors' estates (11 U.S.C. § 362(a)(3)); and (iii) acts to "collect, assess, or recover a claim" against the Debtor arising prior to the Petition Date (11 U.S.C. § 362(a)(6)).

3. The above-captioned action constitutes a "judicial, administrative, or other action or proceeding" against the Debtor, an act to obtain possession of the Debtor's property, and/or an act to collect or recover on a claim against the Debtor.

4. Accordingly, the above-captioned lawsuit should be stayed pursuant to 11 U.S.C. § 362(a).

5. Any action taken by the Plaintiff against the Debtor without obtaining relief from the automatic stay from the Bankruptcy Court may be void *ab initio* and may result in finding of contempt against Plaintiff by the Bankruptcy Court. The Debtor reserves and retains all of its statutory rights to seek relief in Bankruptcy Court from any action, judgment, order, or ruling entered in violation of the Automatic Stay.

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